



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/652,029	08/31/2000	David R. Machin	P65858US0

00136  
JACOBSON PRICE HOLMAN & STERN  
THE JENIFER BUILDING  
400 SEVENTH STREET N W  
WASHINGTON, DC 200042201

FORMALITIES LETTER



\*OC000000005499300\*



Date Mailed: 10/24/2000

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**

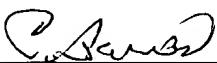
**FILED UNDER 37 CFR 1.53(b)**

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 690 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 820.

*A copy of this notice **MUST** be returned with the reply.*

  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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355.00 0P 65.00 0P  
12/28/2000 JAD001  
01 FC:201  
02 FC:205

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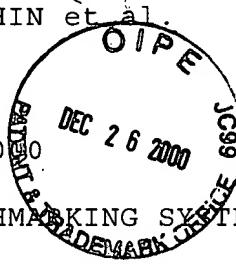
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: David R. MACHIN et al.

Serial No.: 09/652,029

Filed: August 31, 2000

For: ON-LINE BENCHMARKING SYSTEM AND METHOD



**RESPONSE TO NOTICE TO FILE MISSING PARTS OF  
APPLICATION UNDER 37 C.F.R. §1.53**

Box Missing Parts  
Assistant Commissioner of Patents  
Washington, D.C. 20231

Attention: APPLICATION BRANCH  
MISSING PARTS OF APPLICATION

Sir:

With respect to the above-identified patent application, the following are filed herewith in response to the Notice To File Missing Parts of Application under 37 C.F.R. §1.53, mailed **October 24, 2000**, copy attached.

- Declaration in compliance with 37 C.F.R. §1.63.
- Declaration in compliance with 37 C.F.R. §1.63, attached to copy of application as originally filed.
- Small Entity Declaration under 37 C.F.R. §§1.9 and 1.27 (2 sheets in total).
- Certified copy of \*\* Application No. \*\*, filed \*\*, the priority of which is claimed under 35 U.S.C. §119.
- Assignment Document and Cover Sheet, with \$40.00 fee for recordation of Assignment (3 sheets in total).
- If a Petition for Extension of time is necessary and the Petition and/or the check is not enclosed, this will act as the Petition and applicant herewith petitions the Commissioner to extend the time for response and charge and fees necessary under 37 CFR 1.17 (a) - (d) to Deposit Account No. 06-1358. The Commissioner is also authorized to charge payment of any other additional fees associated with this communication or credit any overpayment to Deposit Account No. 06-1358.

X Filing Fee, calculated as follows:

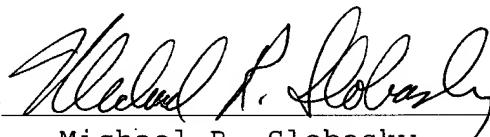
	Small Entity	Large Entity	
Basic Filing Fee	\$345.00	\$690.00	345.00
Total Claims 19 - 20 = 0	(x \$9) =	(x \$18) =	.00
Indep. Claims 2 - 3 = 0	(x \$39) =	(x \$78) =	.00
<u>X</u> Surcharge: Late Filing	+ \$65	+ \$130	65.00
			+
		TOTAL FILING FEES	\$410.00

A check in the amount of \$ 450.00, is enclosed to cover the filing fee, late filing surcharge and fee for recordation of Assignment. The Commissioner is hereby authorized to debit or credit any fees set forth in §1.16 or §1.17 to Deposit Account No. 06-1358 as needed in order to effect proper filing of the application. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

JACOBSON, PRICE, HOLMAN & STERN, PLLC

By



Michael R. Slobasky

Reg. No. 26,421

400 Seventh Street, N.W.  
Washington, D.C. 20004-2201  
(202) 638-6666

Atty. Docket No.: P65858US0  
Date: December 26, 2000  
MRS/cmf